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5

6 Attorneys for Defendants
LEWIS FAMILY ENTERPRISES, INC. and
7 STEVEN ROBERT LEWIS

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 FORD MOTOR CREDIT COMPANY,)
LLC, a Delaware Limited Liability)
12 Company,)

13 Plaintiff,)

14 vs.)

15 LEWIS FAMILY ENTERPRISES,)
INC., dba BOB LEWIS LINCOLN)
16 MERCURY, a California corporation,)
and STEVEN ROBERT LEWIS, an)
17 individual,)

18 Defendants.)
19)

Case No.: C 07-03301 RS

**DEFENDANTS' RENOTICE OF
APPLICATION TO SET ASIDE CLERK'S
ENTRIES OF DEFAULT**

[FED. R. CIV. PROC. 55(c)]

Hearing Date: October 31, 2007

Hearing Time: 9:30 a.m.

Courtroom: 4, 5th Floor

Judge: Honorable Richard Seeborg

20 TO ALL PARTIES HEREIN AND THEIR ATTORNEYS OF RECORD:

21 PLEASE TAKE NOTICE that on October 31, 2007, at 9:30 a.m. in Department 4 on
22 the fifth floor of the above-named Court located at 280 South 1st, San Jose, California,
23 Defendants LEWIS FAMILY ENTERPRISES, INC. and STEVEN ROBERT LEWIS
24 ("Defendants") will and hereby does move the Court for an order setting aside the defaults
25 entered by the Clerk against Defendants on August 1, 2007, pursuant to Fed. R. Civ.
26 Proc. 55(c).

27 This application is made on the grounds that Defendants' failure to answer the
28 complaint of Plaintiff FORD MOTOR CREDIT COMPANY, LLC ("Plaintiff") resulted from

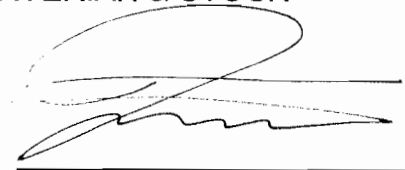
1 Defendants' excusable neglect. This application is based on this renote, and the
2 pleadings filed on September 7, 2007 (i.e., the notice and application to set aside clerk's
3 entries of default, the memorandum of points and authorities, the declaration of Steven
4 Robert Lewis, the declaration of David J. Stock, and the declaration of Michelle C. Ting),
5 and upon such other matters as may be presented to the Court at the time of the hearing.

6 Respectfully submitted,

7 Dated: September 20, 2007

RANKIN, LANDSNESS, LAHDE,
SERVERIAN & STOCK

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10 By:

 FOR

11 David J. Stock, Attorneys for
12 for Defendants LEWIS FAMILY
13 ENTERPRISES, INC. and
14 STEVEN ROBERT LEWIS
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